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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

October 13, 2004

JEFFREY N. WEISS

RECEIVED

Serial No.

In re application of

09/848,753

OCT 2 1 2004

Filed

May 3, 2001

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William J. Deane, Jr.

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## **CERTIFICATE OF MAILING**

I hereby certify that this correspondence, and any attachments thereto, is being deposited with the United States Postal Service, as First Class mail, with sufficient postage, in an envelope addressed to: Mail Stop Appeal Brief-Patents, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

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## RESPONSE

Mail Stop: Appeal Brief-Patents Commissioner For Patents P. O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action dated October 5, 2004, Appellant hereby submits three (3) copies of the Appellants' Brief in Accordance with 37 C.F.R. §1.192(c). The original Brief was timely filed on July 2, 2004, as evidenced by the copy of the return postcard stamped received by the U.S. Patent and Trademark Office Mail Room.

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Any additional fees, including extensions of time, can be billed to our Deposit Account No. 503180.

Respectfully submitted,

Daniel S. Polley, Reg. No. 34,902

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